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[Additional counsel on signature block]

8  
9 **UNITED STATES DISTRICT COURT**  
10 **DISTRICT OF NEVADA**

11 IN RE CLEANSARK, INC. DERIVATIVE  
12 LITIGATION,

Case No.: 2:21-cv-01004-GMN-BNW

13 This Document Relates to:

14 ALL ACTIONS

**NOTICE THAT PLAINTIFFS ARE NOT**  
**FILING AN AMENDED COMPLAINT AT**  
**THIS TIME**

17 **TO THE CLERK OF COURT AND ALL PARTIES OF RECORD:**

18 **PLEASE TAKE NOTICE** that Plaintiffs Andrea Ciceri and Mark Perna, derivatively on  
19 behalf of CleanSpark, Inc. (“Plaintiffs”), are not filing an amended complaint at this time.

20 On October 26, 2021, the Court issued a minute Order from the bench setting a schedule,  
21 which is referenced in the Joint Rule 26(F) Conference Report and Joint Discovery Plan that was  
22 so ordered by the Court on November 2, 2021 (“November 2 Order”). The November 2 Order  
23 states, in pertinent part, “Plaintiffs shall file their amended complaint, if any, on or before  
24 November 25, 2021[.]”

25 Plaintiffs hereby provide notice that they are not filing an amended complaint at this time.  
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Respectfully submitted,

DATED: November 26, 2021

/s/ Patrick Leverty

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